



City of Pflugerville

Minutes - Final City Council

Tuesday, March 27, 2012

7:00 PM

100 East Main Street, Suite 500

Regular Meeting

1. Call to order

Mayor Jeff Coleman called the meeting to order at 7:00 p.m. Councilmembers Wayne Cooper, Brad Marshall, Darelle White, Starlet Sattler and Victor Gonzales were in attendance. City employees attending: Brandon Wade, City Manager; George Hyde, City Attorney; Lauri Gillam, Assistant City Manager; Trey Fletcher, Assistant City Manager; Tom Word, Assistant City Manager; Karen Thompson, City Secretary; James Bowlin, Parks and Recreation Director; Chuck Hooker, Police Chief; Dennis O'Neill, Human Resources Officer; Terri Waggoner, Public Information Officer; Blake Overmyer, Building Official; Darren Strozewski, City Engineer; Bruce Meier, Parks Maintenance Superintendent; Leann Resendez, Recreation Center Supervisor; Amy Good, Assistant Finance Director.

2. Opening

A. Pledge of Allegiance to the Flag of the United States of America: I pledge allegiance to the flag of the United States of America, and to the republic for which it stands: one nation under God, indivisible, with liberty and justice for all.

Girl Scouts led those in attendance in reciting the Pledge of Allegiance to the Flag of the United States.

B. Pledge of Allegiance to the Texas State Flag: Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

Girl Scouts led those in attendance in reciting the Pledge of Allegiance to the Texas State Flag.

3. Presentations

- 3A. [2012-1131](#) Presentation of life saving awards to City employees for water rescue.

Mayor Coleman presented a lifesaving award to Antonio Rodriguez Jr. for rescuing a teen from the flooded Gilleland Creek last week at Pfluger Park. He also presented a certificate to Stacey Howe for his assistance in the rescue and recognized Gabriel Perez and Roy Saldana (not in attendance) for their assistance in the rescue. The parents of the teenager were in attendance and the father also presented a plaque to Mr. Rodriguez and thanked him.

- 3B.** [2012-1098](#) Mayor's proclamation declaring Monday, April 2, 2012 as Autism Awareness Day and April as Autism Awareness Month in the City of Pflugerville.
- Mayor Coleman read and presented the proclamation to Jason Berkley of Greater Austin Walk Now for Autism Speaks. Mr. Berkley provided comments.**
- 3C.** [2012-1112](#) Mayor's proclamation celebrating 100 years of Girl Scouting.
- Mayor Coleman read and presented the proclamation to the Girl Scouts in attendance.**
- 3D.** [2012-1099](#) Mayor's proclamation declaring March 30, 2012 as Arbor Day in the City of Pflugerville.
- Mayor Coleman read and presented the proclamation to Tree Board Member Kate Young.**
- 3E.** [2012-1094](#) Award presentation to the City of Pflugerville for the Tree City USA 5-year award.
- Mayor Coleman presented the award to Tree Board Member Kate Young and Mr. Fletcher.**
- 3F.** [2012-1126](#) Presentation on Spring Pfling - its a whole new thing!
- Mr. Bowlin presented on the item.**

4. Public Hearing and Ordinance First Readings

- 4A.** [ORD-0099](#) Hold a public hearing and consider an ordinance on first reading with the caption reading: AN ORDINANCE AMENDING THE CITY OF PFLUGERVILLE CODE OF ORDINANCES TITLE XV LAND USAGE, CHAPTER 157 UNIFIED DEVELOPMENT CODE FOR PURPOSES OF ADDING REFERENCE TO CHAPTER 158 STORM WATER POLLUTION CONTROL ORDINANCE: AMENDING SUBCHAPTER 3 TO ADD SUBMITTAL REQUIREMENTS FOR SITE DEVELOPMENT; AMENDING SUBCHAPTERS 5, 6 AND 16 TO ADD REFERENCE TO CHAPTER 158; AND AMENDING SUBCHAPTER 15 TO ADD SUBMITTAL REQUIREMENTS FOR PRELIMINARY PLAT AND CONSTRUCTION PLANS; REPLACING ALL ORDINANCES IN CONFLICT; CONTAINING A SAVINGS CLAUSE AND DECLARING AN EFFECTIVE DATE. (CA1201-01)
- Mayor Coleman read the item along with the caption of the ordinance under consideration. He opened the public hearing. Mr. Fletcher provided information. There were no requests to speak at the public hearing. Mr. Cooper made a motion to close the public hearing. Mr. White seconded the motion. All voted in favor. The motion carried.**
- Mr. Cooper made a motion to approve item 4A as written. Mr. Gonzales seconded the motion. All voted in favor. The motion carried.**

- 4B.** [ORD-0098](#) Hold a public hearing and consider an ordinance on first reading with the caption reading: AN ORDINANCE AMENDING THE CITY OF PFLUGERVILLE CODE OF ORDINANCES TITLE XV LAND USAGE, CHAPTER 157 UNIFIED DEVELOPMENT CODE AMENDING SUBCHAPTER 7 GENERAL REGULATIONS, SECTION E. TEMPORARY USES TO ADD DONATION CONTAINERS WITH CONDITIONS IN OFFICE, RETAIL, AND COMMERCIAL ZONING DISTRICTS VIA A TEMPORARY PERMIT; REPLACING ALL ORDINANCES IN CONFLICT; CONTAINING A SAVINGS CLAUSE AND DECLARING AN EFFECTIVE DATE.

Mayor Coleman read the item along with the caption of the ordinance under consideration. He opened the public hearing. Mr. Fletcher provided a revised ordinance on the dais for the City Council to consider if they would like to only allow non-profit donation containers. Mr. Fletcher provided information and discussed with the City Council and Mr. Hyde. The City Council indicated interest in not allowing the donation containers at all. There were no requests to speak at the public hearing. Mr. White made a motion to close the public hearing. Mr. Cooper seconded the motion. All voted in favor. The motion carried.

Mr. Fletcher was to research the Code to see if an ordinance would be required to not allow the donation containers at all. Mr. Gonzales made a motion to table. Mr. White seconded the motion. All voted in favor. The motion carried.

5. Public Comment

Brent Hurta, 3104 Murrelet Way, did not wish to speak but asked that the Mayor announce for the record his support for a skate spot or skate park in Pflugerville.

Reading of the Consent Agenda

Ms. Thompson read the items along with the caption of the ordinance under consideration.

6. Approval of Minutes

- 6A.** [2012-1113](#) Approval of the minutes of the March 13, 2012 Worksession and Regular Meeting.

The minutes were approved on the consent agenda.

7. Ordinance Second Reading

- 7A. [ORD-0101](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AUTHORIZING THE RELEASE AND VACATION OF A TURN AROUND EASEMENT ON LOT 68, BLOCK 1 OF FAIRWAYS OF BLACKHAWK PHASE VII, OTHERWISE KNOWN AS 19305 SOTOGRADE DRIVE; CONSISTING OF 0.06 ACRES OF LAND OUT OF THE PHILIP GOLDEN SURVEY NO. 17 IN PFLUGERVILLE, TX, ESTABLISHED IN TRAVIS COUNTY IN VOLUME 12417, PAGE 179; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE. (VAC1203-01)

The ordinance was approved on second and final reading on the consent agenda.

8. Resolutions

- 8A. [RES-0076](#) Approving a resolution of the City of Pflugerville, Texas, accepting the fiscal year 2011 audit.
- The resolution was approved on the consent agenda.
- 8B. [RES-0079](#) Approving a resolution of the City of Pflugerville, Texas, reviewing and amending the Investment Policy of the City of Pflugerville, Texas.
- The resolution was approved on the consent agenda.
- 8C. [RES-0080](#) Approving a resolution appointing a Capital Improvement Advisory Committee regarding water and wastewater impact fees.
- The resolution was approved on the consent agenda.
- 8D. [RES-0081](#) Approving a resolution revising the duties and responsibilities of the Finance and Budget Committee.
- The resolution was approved on the consent agenda.

9. Other Actions

- 9A. [2012-1110](#) Approving an agreement for the Harlem Legends Basketball Camp to be held at the Pflugerville Recreation Center and authorizing the City Manager to execute same.
- The item was approved on the consent agenda.
- 9B. [2012-1109](#) Approving an agreement with the Williamson County YMCA for Summer 2012 Facility Usage and authorizing the City Manager to execute same.
- The item was approved on the consent agenda.

- 9C. [2012-1122](#) Approving the appointment of Mr. Dan Franz, P.E. as City Engineer.

The item was approved on the consent agenda.

- 9D. [2012-1124](#) Authorizing the City Manager to execute a contract in the form approved by the City Attorney to engage Focused Advocacy as a consultant to assist the City with strategic legislative lobby services.

The item was approved on the consent agenda.

Action on the Consent Agenda

Mr. Cooper made a motion to approve the consent agenda. Mr. Marshall seconded the motion. All voted in favor. The motion carried.

10. Discuss and consider action

- 10A. [2012-1114](#) Discuss and consider action regarding future agenda items.

No future agenda items were noted.

Executive Session

Mayor Coleman announced that the City Council was retiring to executive session for discussion on items 10B and 10C and read the items to be discussed. He retired to executive session at 7:50 p.m.

- 10B. [2012-1116](#) 1.)Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice regarding the provision of public utilities within the City of Pflugerville. 2.)Open Session Item: Discuss and consider action regarding the provision of public utilities within the City of Pflugerville.

Discussion on the item was to take place in executive session. No action was taken.

- 10C. [2012-1117](#) 1.)Executive Session Item: Consultation with legal counsel regarding agreements with Manville Water Supply Corporation pursuant to Chapter 551.071 of the Texas Government Code. 2.) Open Session Item: Discussion and consider action regarding agreements with Manville Water Supply Corporation.

Discussion on the item was to take place in executive session. No action was taken.

Executive Session Closed

Mayor Coleman reconvened in open session at 9:15 p.m. No action was taken.

11. Adjourn

Mr. White made a motion to adjourn. Mr. Cooper seconded the motion. All voted in favor. The motion carried. The meeting was adjourned at 9:15 p.m.

Respectfully submitted,

Karen Thompson
City Secretary

Approved as presented on April 10, 2012.